

## William S. Clark

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**From:** Muro, Mark <Muro.Mark@epa.gov>  
**Sent:** Monday, July 15, 2019 7:28 AM  
**To:** William S. Clark  
**Subject:** RE: FOIA#EPA-R5-2019-004107

Mr. Clark,

I will investigate the status of the records being sent to you via FOIAonline. I should have an answer to you by the end of today on that part.

I am a bit confused on the second part of your email. We can pull the boxes from the Federal Center and review them. But then you stated you want the paper records as well. Are you speaking of wanting the CERTIFIED COPIES of the electronic records?

I am taking a guess that you want the below. If so please submit a new request via FOIA online. If you would like to add anything different please do so. But I believe this is what you are requesting.

1. Records from Federal Records Center- Any records related to Asbestos not sent on previous FOIA.
  2. Certified copies of all records related to Asbestos from previous FOIA and Federal Records Center.
- For the Following Site Zonolite Facility aka Western Mineral Products- 1720 NE Madison Street, Minneapolis, Minnesota 55413

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**From:** William S. Clark <wclark@foleymansfield.com>  
**Sent:** Friday, July 12, 2019 5:33 PM  
**To:** Muro, Mark <Muro.Mark@epa.gov>  
**Subject:** RE: FOIA#EPA-R5-2019-004107

Hey Mark,

I received the attached index a few years ago but the records still have not been uploaded to FOIA online. Not in a huge rush, just letting you know.

I am writing to tell you that we have decided that we *do* want you guys to pull those boxes of paper files. When we spoke on the phone, you estimated that it would cost approx. \$500 to ship the boxes, and then \$750 to have someone go through them to determine if they are responsive or not, and any responsive docs would have to be reviewed by an attorney (probably at least another \$250). You also told me that you believed a lot of the records may be duplicates. However, we have decided that we still want the paper records.

Thanks,



**William S. Clark** | Attorney | T: 314-925-5564 | F: 314-925-5701  
101 South Hanley Road, Suite 600 | St. Louis, MO 63105 | [foleymansfield.com](http://foleymansfield.com)

**From:** Muro, Mark [<mailto:Muro.Mark@epa.gov>]

**Sent:** Thursday, June 27, 2019 7:11 AM

**To:** William S. Clark

**Subject:** RE: FOIA#EPA-R5-2019-004107

**Importance:** High

Mr. Clark,

I will provide them in a digital form via the FOIAonline website which is the fastest way of getting them to you. Should be completed by tomorrow.

The certified versions will have to be printed out and stamped and mailed. Which we can do it costs \$28 an hour for the Office of Regional Counsel to complete there are about 115 records my best guess it would take them 2-4 hours to complete.

The only problem I see is that we would have to close out your current request once we upload all the records digitally. Keeping this request open would require us to extend it then complete an interim response to send you the records digitally. Which would delay you getting both records.

Your best bet is to accept these digitally on this request.

Then submit a new request -Requesting only CERTIFIED copies. ( you can add my name to the request so it gets assigned to me and I can process it expedited).

Which I will get the ball rolling on completing them on my end.

Let me know how you would like to proceed?

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**From:** William S. Clark <[wclark@foleymansfield.com](mailto:wclark@foleymansfield.com)>

**Sent:** Wednesday, June 26, 2019 4:39 PM

**To:** Muro, Mark <[Muro.Mark@epa.gov](mailto:Muro.Mark@epa.gov)>

**Subject:** RE: FOIA#EPA-R5-2019-004107

Can you provide them digitally *and* as certified copies? That would be our preference. I've done it before where the records were available in digital form on the website and then I got certified copies in the mail a couple weeks later—forget which Region did that for me.

Also, would there be an extra cost to certify them and what would that cost be?

Thanks,



**William S. Clark** | Attorney | T: 314-925-5564 | F: 314-925-5701

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**From:** Muro, Mark [<mailto:Muro.Mark@epa.gov>]  
**Sent:** Wednesday, June 26, 2019 8:24 AM  
**To:** William S. Clark  
**Subject:** RE: FOIA#EPA-R5-2019-004107  
**Importance:** High

Mr. Clark,

One quick question. Your request stated you wanted "Certified Copies". EPA doesn't have a way of making Electronic Certified Copies. We can only physically print each record then have our Office of Regional Counsel Stamp each record and then we would have to mail you the records. This would ultimately cost more and take more time.

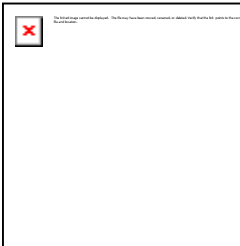
We currently provide the records with our Response Letter that is signed by our Division Director via the FOIAonline website for instant download.

Are you ok with receiving the records via the FOIAonline website? The records are ready for upload on our end pending your approval. If you want "Certified Copies" as stated above we would need additional time to complete as there are over 100 records that would need to be printed then stamped and mailed. If that is the case then we would request an extension to complete until July 19, 2019.

Please let me know how you would like to proceed?

Thank you,

**Mark Muro**  
**Government Information Specialist**  
**U.S. EPA Region 5**  
**Superfund & Emergency Management Division**  
**FOIA and Records Management Section**  
**77 W Jackson Blvd**  
**Chicago, IL, 60604**  
**P:312-886-0131**



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**From:** Muro, Mark  
**Sent:** Monday, June 24, 2019 3:23 PM  
**To:** William S. Clark <[wclark@foleymansfield.com](mailto:wclark@foleymansfield.com)>  
**Subject:** RE: FOIA#EPA-R5-2019-004107

Mr. Clark,

No problem your appeal rights are intact and will be provided with the final response. I will get working on the redactions I should still be able to provide the response by the end of the week on the current due date of **6/28/19**. But I will be in contact if I run into any other road blocks.

Thank you,

Mark

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**From:** William S. Clark <[wclark@foleymansfield.com](mailto:wclark@foleymansfield.com)>

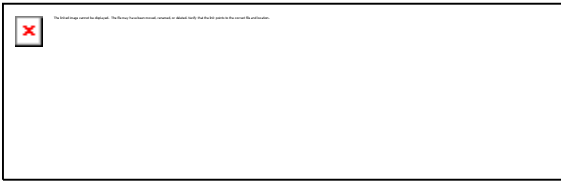
**Sent:** Monday, June 24, 2019 3:20 PM

**To:** Muro, Mark <[Muro.Mark@epa.gov](mailto:Muro.Mark@epa.gov)>

**Subject:** RE: FOIA#EPA-R5-2019-004107

We will accept the redactions but reserve the right to appeal them.

We do not want to pull the boxes at this time.



**William S. Clark** | Attorney | T: 314-925-5564 | F: 314-925-5701

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**From:** Muro, Mark [<mailto:Muro.Mark@epa.gov>]

**Sent:** Monday, June 24, 2019 11:30 AM

**To:** William S. Clark

**Subject:** RE: FOIA#EPA-R5-2019-004107

**Importance:** High

Mr. Clark,

After further review of Dominique's files I have run across some minor roadblocks that will require some clarification on your part and may require additional time to complete.

1. I reviewed the attorneys legal review and did find that we will need to complete redactions in order to send you several (about 16) records. This is where I am going to need your clarification.

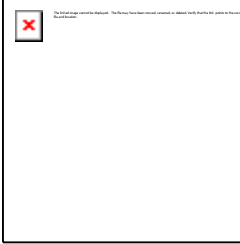
**Are you willing to accept the records with the information redacted as non-responsive (Personal identifiable information such as Residential addresses, Enforcement Confidential Information, Residential homeowners names, Private well locations and owners, Confidential business information? (if not then we would have to convert your request into a partial denial which will take a much longer time to process)**

2. There are also several boxes of records (24 boxes) of potentially responsive records located at our off site federal records site. These records may contain responsive records but the only way to know is to recall them at \$21.75 per box. Please note these may already be records we already have just the paper copies. Did you want me to recall those boxes?

Please let me know how you would like for me to proceed?

Thank you,

**Mark Muro**  
**Government Information Specialist**  
**U.S. EPA Region 5**  
**Superfund & Emergency Management Division**  
**FOIA and Records Management Section**  
**77 W Jackson Blvd**  
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**P:312-886-0131**



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**From:** William S. Clark <[wclark@foleymansfield.com](mailto:wclark@foleymansfield.com)>  
**Sent:** Wednesday, June 19, 2019 12:31 PM  
**To:** Muro, Mark <[Muro.Mark@epa.gov](mailto:Muro.Mark@epa.gov)>  
**Subject:** RE: FOIA#EPA-R5-2019-004107

Agreed.



**William S. Clark** | Attorney | T: 314-925-5564 | F: 314-925-5701  
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**From:** Muro, Mark [<mailto:Muro.Mark@epa.gov>]  
**Sent:** Tuesday, June 18, 2019 4:49 PM  
**To:** William S. Clark  
**Subject:** FOIA#EPA-R5-2019-004107  
**Importance:** High

Mr. Clark,

I am contacting you regarding your FOIA request for records related to **ZONOLITE, Minneapolis, MN**.  
I have just been reassigned your request as the last specialist (Dominique Fuqua) that was assigned to your request has left the Agency.

I just received her files today and I am going over them and making sure everything you requested is complete.  
I am hoping you will allow me a week additional time to complete your request as I have to gather all the records and correspondence.

Will you be willing to extend the due date until **June 28, 2019**?

( I think I will be able to finish prior but just want to ensure I can get it done as I am only in the office 2 more days this week).

Thank you,

**Mark Muro**  
**Government Information Specialist**  
**U.S. EPA Region 5**  
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